

**MINUTES OF A MEETING
OF THE
BUILDING BOARD OF APPEALS
OF THE
TOWN OF BUENA VISTA, COLORADO
SEPTEMBER 28, 2010**

CALL TO ORDER

A meeting of the Building Board of Appeals was called to order at 6:35 PM, Tuesday, September 28, 2010, at the Buena Vista Community Center, Pinon Room, 715 E. Main Street, Buena Vista, Colorado by Mayor Joel Benson. Present were Trustees Robert Flint, Keith Baker, Duff Lacy, Jerry Steinauer, Carrie Carey, Town Planner Shannon Haydin and Town Clerk Diane Spomer. Trustee Nyberg was absent.

ROLL CALL

Town Clerk Spomer proceeded with the roll call and declared a quorum.

NEW BUSINESS

APPROVAL OF THE SEPTEMBER 7, 2010 MINUTES

Motion #1 by Trustee Flint, seconded by Trustee Lacy, to approve the minutes of September 7, 2010. Motion carried.

PUBLIC HEARING – TO CONSIDER A REQUEST FOR A VARIANCE TO ALLOW CONSTRUCTION OF A FENCE UP TO 10' ON PROPERTY LOCATED AT THE INTERSECTION OF W. MAIN AND HWY. 24, MERRIFIELD'S GREENHOUSE APPLICANT

Mayor Benson opened the Public Hearing to consider a request for a variance to allow construction of a fence up to 10' on property located at the intersection of W. Main and Hwy. 24, Merrifield's Greenhouse applicant.

Town Planner Haydin outlined the request for a fence to keep the deer out that is between 6'-7' for most portions with a 10' decorative piece; the existing code for B1 states a right of 8' is allowed and would keep the deer out but the applicant wants the decorative piece. Shannon Outlined the subject property; P&Z recommended the signs would need to be raised a little and met with Mr. Merrifield and were satisfied with their proposal and recommended approval with the exception that the applicant update their sign permit via the Comprehensive Sign Review Process at no cost to them.

Mayor Benson opened the public comment portion of the hearing at 6:38 PM with none received and closed the comment portion of the hearing.

Discussion held on fencing will be on Hwy. 24 and 306 only; fencing will be wood and iron; the motion should stipulate the fence is done in accordance with the presentation as received and for the design as seen.

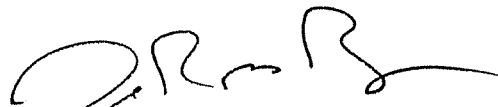
Motion #2 by Trustee Steinauer, seconded by Trustee Carey, to approve the request for the variance. Discussion followed.

Trustee Steinauer amended his motion, seconded by Trustee Carey, to approve with the condition as P&Z outlined with the sign plan. Motion carried.

ADJOURNMENT

Motion #3 by Trustee Baker, seconded by Trustee Flint, noting that there being no further business to come before the Board declared that the meeting be adjourned at 6:41 PM. Motion carried.

Respectfully submitted:



Mayor, Joel Benson

Town Clerk, Diane Spomer